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7 Attorneys for Defendant

8 TD Bank USA, N.A.

9 **UNITED STATES DISTRICT COURT**

10 **DISTRICT OF NEVADA**

11 Ailene Nieves,

12 Plaintiff,

13 v.

14 Equifax Information Services, LLC; RC Willey
15 Home Furnishings, Inc.; Capital One Bank
16 N.A.; The Toronto-Dominion Bank; and
17 JPMorgan Chase Bank, N.A.,
18

19 Defendants.

Case No.: 2:23-CV-00844-APG-BNW

**STIPULATION TO EXTEND TIME TO
RESPOND TO THE COMPLAINT**

(FIRST REQUEST)

Current response date: June 26, 2023

New response date: July 17, 2023

20 Pursuant to District of Nevada LR IA 6-1, Plaintiff Ailene Nieves ("Plaintiff") and Defendant
21 TD Bank USA, N.A. ("TD Bank"), incorrectly identified in the case caption as "The Toronto-
22 Dominion Bank,"¹ hereby stipulate that TD Bank's deadline to respond to Plaintiff's Complaint is
23 extended by 21 days, up to and including July 17, 2023. TD Bank recently retained counsel in this
24 action and requires additional time to receive and review the client documents related to the account
25

26
27 ¹ TD Bank USA, N.A. was incorrectly identified in the case caption as "The Toronto-Dominion Bank,"
28 which is a separate and distinct entity and not a proper party to this litigation.

at issue in this matter, appropriately investigate the allegations in the Complaint, and prepare an appropriate responsive pleading.

This is the first stipulation for an extension of time for TD Bank to respond to the Complaint. The parties submit that this stipulation is made in good faith and not for any improper purpose or to cause unnecessary delay.

Counsel for TD Bank attests that consent to the filing of this stipulation has been obtained from counsel for Plaintiff.

DATED this 23rd day of June, 2023.

FREEDOM LAW FIRM

/s/ Gerardo Avalos

GERARDO AVALOS, ESQ.

Nevada Bar No. 15171
8985 S. Eastern Ave., Suite 100
Las Vegas, NV 89123
Attorneys for Plaintiff,
Ailene Nieves

DATED this 23rd day of June, 2023.

LINCOLN, GUSTAFSON & CERCOS

/s/ Loren S. Young

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ORDER

IT IS SO ORDERED

DATED: 4:19 pm, June 26, 2023

BRENDA WEKSLER
UNITED STATES MAGISTRATE JUDGE